G R S App F IX 4]

Previous References

1942
(ML)

File No 4-42
Serial Nos 9/16

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos

/

Part B for Sept 42

SUBJECT

Remuneration to the pleaders engaged by the Paragana Munsiff el

To,

The D.C Tumkur
The Comptroller
L 3029-30 dt 12.9.42
Sanctions the —

Serial No 9

From
The Deputy commissioner
Trincomalee District

Letter No A 6 C 3853/41-42 dated 15th May 42

States that M M S Thirumachan pleader, Madhugam was engaged as counsel on behalf of the Panagoda Minor Municipal Council in connection with criminal cases filed in the Special First class Magistrate's court at Madhugam and that he has now sent his bill of fees for Rs 70/- and requests sanction to meet the expenditure out of the closing balance of the Municipality

I From the records it appears that three criminal cases were ordered to be launched by the predecessor of the present President in the court of the Special First class Magistrate, Madhugam against certain individuals for breach of actnd Rules and Tobacco licensing bye-laws the results of the cases were - acquittal in one case and withdrawal in the other two on the advice of the counsel

The pleader has now claimed Rs 70/- as his fees the Municipal Council propose to meet the expenditure out of the closing balance for the

LE-B

NOTE—Contn Sheet

WD 04155—GPB—55 000—23-10 41

1330/842

Fees payable to a pleader engaged by the Panagoda Unnanse Trl Council re Suit for breach of excise rules & tobacco licensing Orje Laid—

Title No 4 of 1942 — General and Revenue Secretariat

Serial No

current year as no provision has been made for this item of expenditure in the budget of the Incumbents

Submitted for orders

Ch 31/8/42 — The claim of the pleader for a sum of Rs 7/- against the Panagoda Unnanse Trl Council for having conducted three criminal cases appears to be somewhat excessive. However no understanding was arrived at with the Counsel as to what fee he would be given. The pleader has explained claim fully in his letter dated 29/8/42 addressed to the President of the Trl Council as to why he has claimed the amount in question.

4 This may be referred to the Law Secretary for opinion of the claim in question may be admitted and ordered to be paid.

Law Secy 31/8/42

EOY 1 A 2311

In favour of advice

Asst Secy Law 31/8/42

5) Chn 31/8/42

Secy 31/8/42

aaw No 54/42

4) 29 ac

c) The accused is said to have cultivated 25 rds each case, & 53 trees cultivated in contravention. The case was sent

Serial No

Cause notice to Plaintiff & the Rules of Court & Legal affairs & Laws as it is a Municipal Act has expert to Counsel & not for

A — 4) According to the Rules & Court & Legal Affairs, a Counsel is paid ₹16/ for each day, for the hearing of a Criminal Case, & for Contempt when case there are for Contempt on the same day in the same Court / the Separate fee not exceeding 2/3 of ₹16/- will be paid to him - but if the other case is simply adjourned without hearing, then he will be paid only ₹5/ as the other case for appearance

7) The fee for Habeas Corpus is only nominal — but he has claimed ₹1/ in each case towards Habeas Corpus & Certificates ₹1/87 may be paid towards Habeas for the other cases, & only ₹1/ towards Certificates for all the three cases

8) Whether ₹757 is excessive or not, may be determined, by the Rules marked A above

Law Secretary) 3 — 2/9/42

SECY L'V DEPT X 434 GOVT O

NOTE—Contn Sheet

W D 04155—GPB—55 000— 3-10-41

4) 1527/F 2

fee payable to pleader engaged by the Panagoda Municipal Council

File No 1223/2 of 194 | General and Revenue Secretariat

Serial No

9) If calculation to make out what taxes the assessment may come & more Re- may be taken

Rs25 — for the case which was tried

Rs240 — for the other cases -

1-80 Vanalatta-

66 80

15 — less amount paid

Rs 51 80

May be transferred accordingly

Mrs de S G

Cus 2-9-42

3/9/42

3 9 42

Cus 4-9-42

OFFICE OF THE MINISTER FOR L S G & P H
Dt 3 9 42
No 1982

10) Submitted
The file will be returned to the L S G Branch for taking further action

M V Scan
L S G
4/9

7/9

11) [illegible] 7/9

M S R
7/9

Fee payable to the pleader engaged by the Panchayat

General and Revenue Secretariat — File No 4 of 1942 — [App F III-2

Serial No	
	Reject paras 9 – 11 supra A draft G O is put up 8/9/42 SS 8/9/42
16	To the Deputy Accountant Treasurer in Computer to Govt No 2 3029-30 dated 12-9-42 Sanctions the payment of Rs 51-8-0 excluding Rs 15/- already paid 8/9/42

NOTE—Cont Sheet

WD 041 5—GPB—5 000— 3 10 41

File No of 194

General and Revenue Secretariat

Serial No

C F No 45]

1233

GOVERNMENT OF MYSORE

GEN & T TAP
24 AUG 1942
OFFICE ORG BRANCH

T I 8 am / ph

No A6 c 3853/41-42
Encls 1 file

The Deputy Commissioner
Tumkur District
TUMKUR

Date 19th August 1942.

ml 4-42-9

To

C. NARAYANASWAMI NAIDU, Esqrs, B A., B.L.,
Secretary to the Government of Mysore,
LAW DEPARTMENT, Bangalore.

Sir

Re Remuneration to the local pleader engaged by the Pavagada Minor Municipality in connection with the filing of ~~suits~~ rules certain suits against persons for breach of octroi ~~duties~~ and tobacco licensing bye-laws

==

In forwarding herewith in original, the report received from the president, Pavagada minor Municipal council, on the above subject, I have the honour to state as follows -

The President stated that Mr L S Krishnachar, Pleader, Madhugiri appears to have been engaged as counsel on behalf of the Municipality to conduct the cases filed under the orders of his predecessor, in the special First Class Magistrate's court at Madhugiri and that he has now sent a bill for Rs 78/- for his appearance in the said cases, which has been subsequently reduced to Rs 70/- by him

2) Of the three cases filed, the accused were acquitted in one case by the court after the entire evidence was adduced The other two cases which had come up to evidence stage were withdrawn on the advice of the counsel Since the fee to be paid to the pleader was not settled before he was entrusted with the cases and as requisite provsion has not been made in the Budget estimates of this Municipality to incur the above expenditure, the President seeks sanction to meet the same out of the closing balance during the current year as resolved by the council at their meeting held on 29-4-1942

I request that action of Government may be
kindly obtained in the matter

I have the honour to be,
Sir,
Your most obedient servant,

The Deputy Commissioner,
Thakur District
(Absent from Station)

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

READ -

Letter No A6 C 3853/41-42 dated 19th August 1942 from the Deputy Commissioner, Tumkur District, forwarding the report of the President, Pavagada Minor Municipal Council, stating that Mr M S Krishnachar, Pleader, Madhugiri, was engaged as Counsel on behalf of the Municipal Council in connection with three municipal cases filed in the Special First Class Magistrate's Court at Madhugiri, against some individuals for breach of Octroi and Tobacco licensing byelaws and that the pleader had sent his bill for Rs 70 for the services rendered by him in the said cases and requesting, in the circumstances stated, the sanction to the expenditure, the same being met out of the closing balance of the Municipal Council during the current year

ORDER NO L- 3029-30/Jud 4-42-16

Dated, Bangalore, the 12th September 1942

Government consider that the fee of Rs 70/- claimed by the Pleader is somewhat excessive and are pleased to sanction the payment of a sum of Rs 51-8-0 (Rupees fifty one and annas eight) only, excluding the amount of Rs 15/- already paid to him, as per details given in the margin The expenditure will be met out of the closing balance during the current year, as proposed by the Pavagada Municipal Council

Rs 25/-	for the case which was tried
Rs 40/-	for the other two cases
Rs.1-8-0	Vakalat
Rs 66-8-0	Total
Rs.15-0-0	less amount already paid
Rs.51-8-0	

For Secretary to Government,
Law Department

To

The Deputy Commissioner, Tumkur District, with records

Comptroller to Government

SR/3

[G. R. S. App F VI—G 2]

SUBJECT

ale

Diary No of letter replied to

General and Revenue Secretariat

( )

the *193*

Section Ml

File No 4-42

Serial No 16

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue 12/9/42 193

Signed by M G Rao

Read— Letter No. H & C 3853/41 dated 19th Aug 1942 from the Deputy Commissioner, Tumkur Draft forwarded with the report of the President Municipal Council Panagada stating that Mr S Krishna Pleader, Madhugiri was engaged as Counsel on behalf of the Municipal Council in connection with three Municipal Cases filed in the Special First-class Magistrate's Court at Madhugiri against certain individuals for breach of Octroi and tobacco licenses

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette Kannada Part ?

Order thereon—No

rye-laws and that the
pleader had sent his bill
for Rs 70/- for the services rendered by him
in the said cases and
requesting, in the circumstances stated,
sanction to the expenditure,
the same being met out of
the closing balance of the ~~during the ended year~~ Municipal Council
~~Paraparda~~ during the current year
Q No 3029-30 dated 12 9 42
Govt consider that the
fee of Rs 70/- claimed by the pleader
is somewhat excessive and
are pleased to sanction the payment of
sum of Rs 51-8-0 (Rupees
fifty one and annas eight only) as per details given in the margin.
The expenditure
~~The charge~~ being met out of
the closing balance during the
current year, as proposed by the Municipal Council ~~Paraparda~~

for Secretary to Govt
Law Department

To The Deputy Comptr & Treasy Officer
Comptr to Govt

Dist of Enclosure
Rs 25/ for the case which was tried
Rs 40/- for the other two cases
Rs 1-8-0 Vakalat
Total - Rs 66 8-0
Less amount already paid 15-0-0
Rs 51 8-0

Copied by

Examined by

WD 0564—GPB—22 500—9 1 39